

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Prior Application Art Unit: 3762 Prior Application Examiner: K. Schaetzle

SIR: This is a request for filing a

☒ Continuation Application under 37 C.F.R. § 1.53(b) of pending prior U.S. Application No. 09/738,590, filed December 15, 2000, of Randy W. WESTLUND et al., for SEAL FOR USE WITH MEDICAL DEVICE AND SYSTEM and a Continuation-In-Part Application under 37 C.F.R. § 1.53(b) of pending prior U.S. Application No. 09/970,195, filed October 2, 2001, which is a continuation of U.S. Application No. 09/579,765, filed May 26, 2000, which is a divisional of U.S. Application No. 09/133,310, filed on August 12, 1998, now issued as U.S. Patent No. 6,240,321, the specifications of all of which are incorporated herein by reference.

1. ☒ Enclosed is a complete copy of prior U.S. Application No. 09/738,590, including drawings as originally filed. I hereby verify that the attached papers are a true copy of prior U.S. Application No. 09/738,590, as originally filed on December 15, 2000, which is incorporated herein by reference.
2. ☒ A Preliminary Amendment is enclosed.
3. ☐ The filing fee, including the extra claims fee, is calculated on the basis of the claims existing in the prior application as amended at 4 above.

Basic Application Filing Fee					\$750	\$ 750.00
	Number of Claims		Basic	Extra Claims		
Total Claims		-	20		x \$18	
Independent Claims		-	3		x \$84	\$
<input type="checkbox"/> Presentation of Multiple Dep. Claim(s)					+\$280	
Subtotal						\$ 750.00
Reduction by 1/2 if small entity						-
TOTAL APPLICATION FILING FEE						\$

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18334 U.S. PTO
07/14/03

15535 U.S. PTO
10/617881
07/14/03

4. ☒ This application is being filed without a filing fee and Declaration under the provisions of 37 C.F.R. § 1.53(f). Applicants await notification from the U.S. Patent and Trademark Office of the time set for filing the Declaration and paying the filing fee.
5. ☒ The Commissioner is hereby authorized to charge any other fees not accounted for above, with the exception of the filing fee, which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.
6. ☒ The prior application is assigned of record to: Cardiac Pacemakers, Inc.
7. ☐ Priority of Application No. _____, filed on _____ in _____ is claimed under 35 U.S.C. § 119. A certified copy
☐ is enclosed or ☐ is on file in the prior application
8. ☐ Small entity status is appropriate and applies to this application.
9. ☒ The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilly, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewris, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; John C. Paul, Reg. No. 30,413; David M. Kelly, Reg. No. 30,953; Kenneth J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 31,738; Steven M. Anzalone, Reg. No. 32,095; Jean B. Fordis, Reg. No. 32,984; Roger D. Taylor, Reg. 28,992; Barbara C. McCurdy, Reg. No. 32,120; James K. Hammond, Reg. No. 31,964; Richard V. Burgujian, Reg. No.

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10. ☐ The power appears in the original declaration of the prior application.
11. ☒ Since the power does not appear in the original declaration, a copy of the power in the prior application is enclosed.
12. ☒ Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315, **Customer Number 22,852.**


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PETITION FOR EXTENSION. If any extension of time is necessary for the filing of this application, including any extension in parent U.S. Application No. 09/738,590 filed December 15, 2000, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916.

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: July 14, 2003

By: 
Roland G. McAndrews
Reg. No. 41,450

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